

No. 94

MICHIGAN SENATE

DAILY CALENDAR

FRIDAY, DECEMBER 19, 2008
12:15 a.m.

MOTIONS

1

SB 43 Sen. Gleason
Torts; product liability; immunity from liability for drugs that have been approved by federal food and drug administration; rescind.
Amends sec. 2946 of 1961 PA 236 (MCL 600.2946).
Motion to discharge Committee on Judiciary pending.

2

HB 4044 Rep. Simpson
Torts; product liability; immunity from liability for drugs that have been approved by federal food and drug administration; rescind.
Amends sec. 2946 of 1961 PA 236 (MCL 600.2946).
Motion to discharge Committee on Judiciary pending.

3

SB 12 Sen. Brater
Elections; absent voters; qualifications for voting absentee; eliminate.
Amends secs. 758, 759 & 759b of 1954 PA 116 (MCL 168.758 et seq.).
Motion to discharge Committee on Campaign and Election Oversight pending.

MESSAGES FROM THE GOVERNOR

4

SB 436 Sen. Jelinek
Appropriations; supplemental; multidepartment supplemental for fiscal year 2007; provide for.
Creates appropriation act.
Approved by Governor, with line item vetoed, Wednesday, June 6, 2007.
For veto message, see Senate Journal No. 57 of 2007, page 847.
Vetoed line item pending.

5

SB 222 Sen. Brown
Appropriations; agriculture; department of agriculture; provide for fiscal year 2007-2008.
Creates appropriation act.
Approved by Governor, with line items vetoed, Wednesday, October 31, 2007.
For veto message, see Senate Journal No. 116 of 2007, page 2121.
Vetoed line items pending.

MESSAGES FROM THE GOVERNOR

6

SB 229 Sen. Pappageorge
Appropriations; general government; appropriations for certain state departments and agencies; provide for fiscal year 2007-2008.
Creates appropriation act.
Approved by Governor, with line items vetoed, Wednesday, October 31, 2007.
For veto message, see Senate Journal No. 116 of 2007, page 2122.
Vetoed line items pending.

7

SB 232 Sen. Hardiman
Appropriations; human services; department of human services; provide for fiscal year 2007-2008.
Creates appropriation act.
Approved by Governor, with line items vetoed, Wednesday, October 31, 2007.
For veto message, see Senate Journal No. 116 of 2007, page 2122.
Vetoed line items pending.

8

SB 238 Sen. Garcia
Appropriations; state police; department of state police; provide for fiscal year 2007-2008.
Creates appropriation act.
Approved by Governor, with line items vetoed, Wednesday, October 31, 2007.
For veto message, see Senate Journal No. 116 of 2007, page 2123.
Vetoed line items pending.

9

SB 240 Sen. Hardiman
Appropriations; transportation; department of transportation; provide for fiscal year 2007-2008.
Creates appropriation act.
Approved by Governor, with line items vetoed, Wednesday, October 31, 2007.
For veto message, see Senate Journal No. 116 of 2007, page 2123.
Vetoed line items pending.

10

SB 776 Sen. Brown
Health; abortion; partial-birth abortions; prohibit.
Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 90h.
Vetoed by Governor, Friday, June 13.
For veto message, see Senate Journal No. 60, page 1191.
Veto pending.

MESSAGES FROM THE GOVERNOR

11

- SB 1097** Sen. Garcia
 Appropriations; environmental quality; department of environmental quality; provide for fiscal year 2008-2009.
 Creates appropriation act.
Approved by Governor, with line items vetoed, Thursday, July 17.
For veto message, see Senate Journal No. 73, page 1845.
Vetoed line items pending.

12

- SB 1106** Sen. McManus
 Appropriations; zero budget; department of natural resources; provide for fiscal year 2008-2009.
 Creates appropriation act.
Approved by Governor, with line item vetoed, Thursday, July 17.
For veto message, see Senate Journal No. 73, page 1846.
Vetoed line item pending.

13

- SB 1095** Sen. Cropsey
 Appropriations; corrections; department of corrections; provide for fiscal year 2008-2009.
 Creates appropriation act.
Approved by Governor, with line item vetoed, Friday, July 18.
For veto message, see Senate Journal No. 73, page 1846.
Vetoed line item pending.

MESSAGES FROM THE HOUSE

14

- HB 4120** Rep. Bauer
 Income tax; city; contributions to a city for specified purposes; provide for check-off option.
 Amends 1964 PA 284 (MCL 141.501 - 141.787) by adding sec. 10 to ch. 1 & sec. 36 to ch. 2.
I.E. House, February 27, 2007.
I.E. Senate, March 28, 2007.
Returned from House with House substitute (H-1) to Senate substitute (S-2), Wednesday, August 22, 2007; laid over under the rules.

15

- HB 4507** Rep. Ward
 Elections; scheduling; school board elections; require to be held in November.
 Amends secs. 302 & 644g of 1954 PA 116 (MCL 168.302 & 168.644g) & adds sec. 642c.
Returned from House with House substitute (H-2) to Senate substitute (S-6), Tuesday, November 27, 2007; laid over under the rules.

MESSAGES FROM THE HOUSE

16

- SB 868** Sen. Kuipers
 Retirement; legislative; graded premium for new legislators; provide for.
 Amends secs. 50b, 75 & 79 of 1957 PA 261 (MCL 38.1050b et seq.) & adds sec. 79a.
I.E. House, December 13, 2007.
Returned from House with House substitute (H-1), Thursday, December 27, 2007; laid over under the rules.
Committee recommended I.E.

17

- SB 239** Sen. Jansen
 Appropriations; zero budget; Michigan strategic fund; provide for fiscal year 2007-2008.
 Creates appropriation act.
I.E. House, May 28, 2008.
Returned from House with House substitute (H-2), Thursday, June 12; laid over under the rules.
Committee recommended I.E.

18

- SB 493** Sen. Jacobs
 Occupations; health care professions; licensure of speech-language pathologists; provide for.
 Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 16342 & pt. 176.
I.E. House, November 13, 2008.
Returned from House with House substitute (H-1), Tuesday, December 2; laid over under the rules.
Committee recommended I.E.

19

- SB 1175** Sen. Hardiman
 State financing and management; funds; Michigan strategic fund loans to qualified film industry productions; provide for.
 Amends sec. 88d of 1984 PA 270 (MCL 125.2088d).
I.E. House, November 13, 2008.
Returned from House with House substitute (H-1), Tuesday, December 2; laid over under the rules.
Committee recommended I.E.

THIRD READING OF BILLS

20

- SB 702** Sen. Allen
 Trade; consumer goods and services; sale of certain consumer items without item pricing; allow under certain conditions.
 Amends secs. 1 & 3 of 1976 PA 449 (MCL 445.351 & 445.353) & adds secs. 3a & 3b.
Reported by Committee on Commerce and Tourism.
Committee recommended I.E.
Defeated, Wednesday, December 3; motion to reconsider vote pending.

THIRD READING OF BILLS

21

SB 1450 Sen. Kuipers

Higher education; community colleges; removal of community college employees from school retirement system; provide for.

Amends secs. 6 & 7 of 1980 PA 300 (MCL 38.1306 & 38.1307).

Reported by Committee on Education.

Senate substitute (S-1).

Committee recommended I.E.

22

SB 1539 Sen. Gleason

Elections; initiative and referendum; approval of ballot question petition prior to circulation; provide for.

Amends 1954 PA 116 (MCL 168.1 - 168.992) by adding sec. 473a.

Reported by Committee on Campaign and Election Oversight.

Senate substitute (S-3).

Committee recommended I.E.

23

SJR E Sen. Pappageorge

State financing and management; budget; constitutional amendment to limit the budget and make certain deposits; modify.

Amends sec. 31, art. IV & sec. 18, art. V of the state constitution.

Defeated, Thursday, September 25; motion to reconsider vote pending.

24

SJR L Sen. Kahn

Use tax; collections; 2/3 vote of the legislature to expand the base on taxing services; require.

Amends sec. 26, art. IV of the state constitution.

Defeated, Thursday, April 24; motion to reconsider vote pending.

25

SB 1078 Sen. Patterson

Townships; charter; procedures to approve annexation petition; revise.

Amends sec. 34 of 1947 PA 359 (MCL 42.34).

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-1).

Defeated, Tuesday, April 22; motion to reconsider vote pending.

Committee recommended I.E.

THIRD READING OF BILLS

26

HB 4246 Rep. Steil

Local government; intergovernmental affairs; intergovernmental transfers of functions and responsibilities; revise contents of contracts.

Amends sec. 4 of 1967 (Ex Sess) PA 8 (MCL 124.534).

I.E. House, May 25, 2007.

House substitute (H-2).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

Defeated, Wednesday, September 12, 2007; motion to reconsider vote pending.

27

HB 4266 Rep. Opsommer

Local government; intergovernmental affairs; intergovernmental transfers of employees and responsibilities; revise contents of contracts.

Amends sec. 5 of 1967 (Ex Sess) PA 7 (MCL 124.505).

I.E. House, May 25, 2007.

House substitute (H-2).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

28

SB 559 Sen. Kuipers

Administrative procedure; rules; cost benefit analysis regarding departmental rule change; require as part of the request for rule-making.

Amends sec. 39 of 1969 PA 306 (MCL 24.239).

Reported by Committee on Government Operations and Reform.

Senate substitute (S-1).

For Senate amendment, see Senate Journal No. 66 of 2007, page 995.

Committee recommended I.E.

29

HB 4506 Rep. Ward

Elections; school; technical amendments to revised school code concerning school board elections; provide for.

Amends secs. 4, 5 & 614 of 1976 PA 451 (MCL 380.4 et seq.).

I.E. House, May 22, 2007.

Returned from House as requested, Tuesday, January 22.

Motion to suspend rules pending.

30

SB 955 Sen. Richardville

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of damaging or destroying a war memorial monument; establish.

Amends sec. 16s, ch. XVII of 1927 PA 175 (MCL 777.16s).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

THIRD READING OF BILLS

31

SB 1309 Sen. Richardville
 Business tax; other; credit for dentists who install dental amalgam separators; provide for.
 Amends 2007 PA 36 (MCL 208.1101 - 208.1601) by adding sec. 461.
Reported by Committee on Economic Development and Regulatory Reform.
Committee recommended I.E.

32

SB 1310 Sen. Richardville
 Occupations; dentists; separating dental amalgam from wastewater; require under certain circumstances.
 Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 16631.
Reported by Committee on Economic Development and Regulatory Reform.
Committee recommended I.E.

33

SB 1422 Sen. Allen
 Business tax; other; credit for anchor companies based on qualified new jobs created by certain suppliers and customers; revise.
 Amends sec. 431a of 2007 PA 36 (MCL 208.1431a).
Reported by Committee on Commerce and Tourism.
Senate substitute (S-3).
Committee recommended I.E.

34

HB 6239 Rep. Ebli
 Traffic control; traffic regulation; prohibition for a truck trailer to tow both a slasher and saw unit; eliminate.
 Amends sec. 719 of 1949 PA 300 (MCL 257.719).
I.E. House, June 27, 2008.
House substitute (H-1).
Reported by Committee on Transportation.
Committee recommended I.E.

35

HB 6633 Rep. Tobocman
 Businesses; charitable organizations; financial statements with certain solicitation license applications; require.
 Amends sec. 3 of 1975 PA 169 (MCL 400.273).
I.E. House, December 2, 2008.
Reported by Committee on Economic Development and Regulatory Reform.
Committee recommended I.E.

GENERAL ORDERS

36

SB 275 Sen. Whitmer
 Courts; juries; exemption for nursing mothers from jury duty; provide for.
 Amends sec. 1307a of 1961 PA 236 (MCL 600.1307a).
Reported by Committee on Judiciary.
Committee recommended I.E.

GENERAL ORDERS

37

HB 4597 Rep. Gillard
 Natural resources; hunting; promotion of; provide for on department of natural resources controlled land.
 Amends sec. 504 of 1994 PA 451 (MCL 324.504).
I.E. House, May 3, 2007.
House substitute (H-1).
Reported by Committee on Natural Resources and Environmental Affairs.
Committee recommended I.E.

38

SB 282 Sen. Thomas
 Education; curricula; physical education requirement; revise.
 Amends sec. 1502 of 1976 PA 451 (MCL 380.1502).
Reported by Committee on Health Policy.
Senate substitute (S-1).
Committee recommended I.E.

39

HB 5100 Rep. Mayes
 Economic development; renaissance zones; renewable energy facility; include agricultural crops in definition.
 Amends sec. 3 of 1996 PA 376 (MCL 125.2683).
I.E. House, October 3, 2007.
For House amendment, see House Journal No. 82 of 2007, page 1379.
Reported by Committee on Economic Development and Regulatory Reform.
Senate substitute (S-1).
Committee recommended I.E.

40

SB 385 Sen. Barcia
 Public utilities; electric utilities; requirement for utilities to produce a certain portion of electricity for sale through renewable sources; provide for.
 Creates new act.
Committee on Energy Policy and Public Utilities discharged, Tuesday, December 4, 2007.

41

SB 427 Sen. Kuipers
 Public utilities; electric utilities; procedure for access to future capacity and energy needs; create.
 Amends title & sec. 6j of 1939 PA 3 (MCL 460.6j) & adds sec. 6q.
Committee on Energy Policy and Public Utilities discharged, Thursday, January 24.

42

SB 947 Sen. Patterson
 Public utilities; other; 21st century energy plan; provide for.
 Amends sec. 10q of 1939 PA 3 (MCL 460.10q); adds secs. 10dd, 10ee, 10ff & 11 & repeals sec. 11 of 1939 PA 3 (MCL 460.11).
Committee on Energy Policy and Public Utilities discharged, Thursday, January 24.

GENERAL ORDERS

43

SB 1037 Sen. Prusi

Natural resources; forests; relinquishment of reverter; provide for on certain municipal forest prime lands.

Amends sec. 52706 of 1994 PA 451 (MCL 324.52706).

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-1).

Committee recommended I.E.

44

SB 1079 Sen. Birkholz

Townships; general law; procedures to approve annexation petition; revise.

Amends 1846 RS 16 (MCL 41.1a - 41.110c) by adding sec. 104a.

Reported by Committee on Natural Resources and Environmental Affairs.

Committee recommended I.E.

45

SB 1080 Sen. Basham

Cities; home rule; procedures to approve annexation petition; revise.

Amends secs. 9 & 9b of 1909 PA 279 (MCL 117.9 & 117.9b) & adds secs. 9c, 9d & 9e.

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-1).

Committee recommended I.E.

46

SB 1081 Sen. Prusi

Villages; general law; procedures to approve annexation petition; revise.

Amends sec. 6, ch. XIV of 1895 PA 3 (MCL 74.6) & adds secs. 6b, 6c & 6d to ch. XIV.

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-1).

Committee recommended I.E.

47

SB 1082 Sen. Gilbert

Villages; home rule; procedures to approve annexation petition; revise.

Amends secs. 4 & 5 of 1909 PA 278 (MCL 78.4 & 78.5) & adds sec. 5b.

Reported by Committee on Natural Resources and Environmental Affairs.

Committee recommended I.E.

48

SB 1083 Sen. Patterson

State; boundaries; voting requirement for annexation by home rule city; revise.

Amends sec. 11b of 1968 PA 191 (MCL 123.1011b).

Reported by Committee on Natural Resources and Environmental Affairs.

Committee recommended I.E.

GENERAL ORDERS

49

SB 1087 Sen. Jansen

Elections; initiative and referendum; eligibility for circulator of a petition proposing a constitutional amendment, initiative of legislation, or referendum of legislation; modify and provide other general amendments.

Amends secs. 480 & 544c of 1954 PA 116 (MCL 168.480 & 168.544c) & repeals secs. 649 & 707 of 1954 PA 116 (MCL 168.649 & 168.707).

Reported by Committee on Campaign and Election Oversight.

Senate substitute (S-4).

Committee recommended I.E.

50

SJR K Sen. McManus

Elections; initiative and referendum; filing petition; include a requirement for geographic distribution of signatures.

Amends sec. 9, art. II of the state constitution.

Reported by Committee on Campaign and Election Oversight.

Senate substitute (S-1).

51

HB 5630 Rep. Sheltroun

Natural resources; inland lakes; procedure for dissolution of a lake board; clarify.

Amends sec. 30929 of 1994 PA 451 (MCL 324.30929).

I.E. House, March 4, 2008.

House substitute (H-1).

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-1).

Committee recommended I.E.

52

SB 1228 Sen. Patterson

State; planning; energy efficiency program; create.

Amends 1939 PA 3 (MCL 460.1 - 460.10cc) by adding secs. 10dd & 10ee.

Reported by Committee on Energy Policy and Public Utilities.

Committee recommended I.E.

53

HB 5316 Rep. Miller

Energy; other; use of high efficiency lightbulbs and electronic ballasts in public facilities; require.

Amends sec. 241b of 1984 PA 431 (MCL 18.1241b).

I.E. House, April 29, 2008.

House substitute (H-3).

Reported by Committee on Energy Policy and Public Utilities.

54

SB 269 Sen. Gleason

Counties; boards and commissions; powers and duties of appointed county road commissioners to be exercised by the county board of commissioners; provide for.

Amends sec. 6, ch. IV of 1909 PA 283 (MCL 224.6).

Reported by Committee on Transportation.

Committee recommended I.E.

GENERAL ORDERS

55

SB 270 Sen. Gilbert

Counties; boards and commissions; transfer of functions of an appointed county road commission to the county board of commissioners; provide for.

Amends sec. 11 of 1851 PA 156 (MCL 46.11).

Reported by Committee on Transportation.
Committee recommended I.E.

56

SB 971 Sen. Clarke

Economic development; renaissance zones; retail redevelopment renaissance zones; create.

Amends secs. 3, 9 & 10 of 1996 PA 376 (MCL 125.2683 et seq.) & adds sec. 8g.

Reported by Committee on Commerce and Tourism.
Senate substitute (S-3).
Committee recommended I.E.

57

SB 1349 Sen. Kuipers

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of failure of employee of Michigan schools for the deaf and blind to report charge or conviction; enact.

Amends sec. 13p, ch. XVII of 1927 PA 175 (MCL 777.13p).

Reported by Committee on Education.
Committee recommended I.E.

58

SB 1350 Sen. Whitmer

Education; employees; criminal background checks and disclosure of convictions for employees at the Michigan school for the deaf and blind; require.

Creates new act.

Reported by Committee on Education.
Committee recommended I.E.

59

HB 5548 Rep. Mayes

Energy; alternative sources; definition of renewable energy resources; clarify.

Creates new act.

I.E. House, April 17, 2008.

House substitute (H-4).

Reported by Committee on Energy Policy and Public Utilities.

Senate substitute (S-1).

Committee recommended I.E.

60

HB 5549 Rep. Palsrok

Energy; electricity; renewable energy portfolio standards; provide alternatives for complying with.

Creates new act.

I.E. House, April 17, 2008.

House substitute (H-3).

Reported by Committee on Energy Policy and Public Utilities.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

61

SB 1284 Sen. Jansen

Business tax; other; deductions from certain taxpayers' tax bases for certain affordable housing projects; provide for.

Amends secs. 201 & 203 of 2007 PA 36 (MCL 208.1201 & 208.1203).

Reported by Committee on Finance.
Committee recommended I.E.

62

SB 1479 Sen. Cassis

Income tax; checkoff; check-off option for state school aid fund; provide for.

Reported by Committee on Finance.
Committee recommended I.E.

63

SB 1480 Sen. Cassis

Income tax; other; Michigan higher education fund act; create.

Reported by Committee on Finance.
Committee recommended I.E.

64

SB 1481 Sen. Cassis

Income tax; checkoff; check-off for the Michigan higher education fund; provide for.

Reported by Committee on Finance.
Committee recommended I.E.

65

SB 1482 Sen. Cassis

Income tax; checkoff; check-off option for the general fund; provide for.

Reported by Committee on Finance.
Committee recommended I.E.

66

HB 5046 Rep. Meisner

Businesses; other; restroom access rights for individuals with certain medical conditions; establish.

Creates new act.

I.E. House, October 3, 2007.

House substitute (H-1).

Reported by Committee on Commerce and Tourism.
Committee recommended I.E.

67

HB 6238 Rep. Clemente

Business tax; other; credit for certain taxpayers for creating an anchor zone of certain businesses; revise.

Amends sec. 431c of 2007 PA 36 (MCL 208.1431c).

I.E. House, September 18, 2008.

House substitute (H-1).

Reported by Committee on Commerce and Tourism.
Committee recommended I.E.

GENERAL ORDERS

68

HB 4068 Rep. Mayes

Counties; employees and officers; procedure for filling a vacancy in the office of elected county executive; clarify.

Amends sec. 9 of 1973 PA 139 (MCL 45.559).

I.E. House, March 29, 2007.

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

69

HB 5995 Rep. Condino

Higher education; proprietary; massage schools; allow nominal fee for providing clinical services.

Amends secs. 1, 1a, 2, 2a & 2b of 1943 PA 148 (MCL 395.101 et seq.).

I.E. House, September 9, 2008.

House substitute (H-4).

Reported by Committee on Economic Development and Regulatory Reform.

Senate substitute (S-2).

Committee recommended I.E.

70

SB 1535 Sen. George

Business tax; other; cap on qualified film production credit; provide for.

Amends sec. 455 of 2007 PA 36 (MCL 208.1455).

Reported by Committee on Finance.

Senate substitute (S-1).

Committee recommended I.E.

71

SB 1391 Sen. Brown

Trade; containers; penalties for returning nonreturnable containers; revise and establish penalties for knowingly paying a deposit on nonreturnable containers.

Amends sec. 4a of 1976 IL 1 (MCL 445.574a).

Reported by Committee on Commerce and Tourism.

Senate substitute (S-1).

Committee recommended I.E.

72

SB 1393 Sen. Allen

Trade; containers; requirement for dealers to post notice of penalties for returning nonreturnable containers; modify.

Amends sec. 4b of 1976 IL 1 (MCL 445.574b).

Reported by Committee on Commerce and Tourism.

Committee recommended I.E.

73

HB 5797 Rep. Byrnes

Business tax; other; exempt certain newspapers from annual surcharge imposed on businesses and allow newspapers same exclusion from gross receipts as advertising agencies; provide for.

Amends secs. 111 & 281 of 2007 PA 36 (MCL 208.1111 & 208.1281).

I.E. House, September 25, 2008.

House substitute (H-2).

Reported by Committee on Finance.

Committee recommended I.E.

GENERAL ORDERS

74

HB 4260 Rep. Condino

Criminal procedure; records; criminal conviction overturned based on DNA evidence; provide for deletion of record.

Amends sec. 16a, ch. IX of 1927 PA 175 (MCL 769.16a).

I.E. House, March 20, 2008.

House substitute (H-2).

Reported by Committee on Judiciary.

Committee recommended I.E.

75

HB 5054 Rep. Donigan

Crime victims; other; sexual assault victims' forensic medical intervention and treatment act; create and provide funding for.

Creates new act.

I.E. House, September 6, 2007.

House substitute (H-1).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

76

HB 5055 Rep. Donigan

Criminal procedure; other; minimum state costs assessed in certain criminal cases; increase, and provide for distribution of proceeds to assist victims of criminal sexual conduct.

Amends sec. 1j, ch. IX of 1927 PA 175 (MCL 769.1j).

I.E. House, September 6, 2007.

House substitute (H-1).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

77

HB 5089 Rep. Condino

Criminal procedure; DNA; deadline for filing petition for DNA testing in felony conviction cases; extend, and revise certain procedures for obtaining test of DNA evidence.

Amends sec. 16, ch. X of 1927 PA 175 (MCL 770.16).

I.E. House, March 20, 2008.

House substitute (H-1).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

78

HB 6092 Rep. Condino

Crimes; other; making material false statement in petition or supporting affidavit seeking review of DNA evidence; prohibit and provide penalty.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 422a.

I.E. House, May 21, 2008.

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

79

HB 6093 Rep. Coulouris

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of making material false statement in petition or supporting affidavit seeking review of DNA evidence; enact.

Amends sec. 16v, ch. XVII of 1927 PA 175 (MCL 777.16v).

I.E. House, May 21, 2008.

Reported by Committee on Judiciary.

Committee recommended I.E.

80

HB 5411 Rep. Steil

Education; discipline; notice of due process rights and policies relating to permanent expulsion; require.

Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1312a.

I.E. House, April 29, 2008.

House substitute (H-1).

Reported by Committee on Education.

Committee recommended I.E.

81

HB 5832 Rep. Dean

Education; board members; board members to abstain from voting on an expulsion when a conflict of interest exists; require.

Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1312b.

I.E. House, April 29, 2008.

House substitute (H-1).

Reported by Committee on Education.

Committee recommended I.E.

82

HB 5759 Rep. Angerer

Occupations; chiropractors; scope of practice for chiropractors; revise.

Amends sec. 16401 of 1978 PA 368 (MCL 333.16401).

I.E. House, December 3, 2008.

House substitute (H-3).

Rules suspended, placed on General Orders, Thursday, December 4.

83

HB 6201 Rep. Angerer

Occupations; chiropractors; scope of practice for chiropractors; amend.

Amends secs. 16423 & 16431 of 1978 PA 368 (MCL 333.16423 & 333.16431).

I.E. House, December 3, 2008.

House substitute (H-2).

Rules suspended, placed on General Orders, Thursday, December 4.

84

HB 6407 Rep. Donigan

Insurance; no-fault; coverage or reimbursement for chiropractic service; limit.

Amends sec. 3107b of 1956 PA 218 (MCL 500.3107b).

I.E. House, December 3, 2008.

Rules suspended, placed on General Orders, Thursday, December 4.

GENERAL ORDERS

85

HB 6408 Rep. Johnson

Insurance; health; coverage or reimbursement for chiropractic service; limit.

Amends secs. 3107b, 3405, 3475 & 3631 of 1956 PA 218 (MCL 500.3107b et seq.).

I.E. House, December 3, 2008.

Rules suspended, placed on General Orders, Thursday, December 4.

86

HB 6409 Rep. Angerer

Insurance; health care corporations; coverage or reimbursement for chiropractic service; limit.

Amends secs. 502 & 502a of 1980 PA 350 (MCL 550.1502 & 550.1502a).

I.E. House, December 3, 2008.

Rules suspended, placed on General Orders, Thursday, December 4.

87

HB 6410 Rep. Hune

Insurance; prudent purchaser agreements; coverage or reimbursement for chiropractic service; limit.

Amends sec. 3 of 1984 PA 233 (MCL 550.53).

I.E. House, December 3, 2008.

Rules suspended, placed on General Orders, Thursday, December 4.

88

HB 6411 Rep. Gaffney

Worker's compensation; benefits; coverage or reimbursement for chiropractic service; limit.

Amends sec. 315 of 1969 PA 317 (MCL 418.315).

I.E. House, December 3, 2008.

Rules suspended, placed on General Orders, Thursday, December 4.

89

HB 5025 Rep. Donigan

Occupations; landscape architects; licensure of landscape architects; provide for.

Amends secs. 105, 2201, 2202, 2203, 2204, 2205, 2208, 2209, 2210 & 2211 of 1980 PA 299 (MCL 339.105 et seq.).

I.E. House, September 24, 2008.

House substitute (H-2).

Reported by Committee on Economic Development and Regulatory Reform.

Committee recommended I.E.

90

HB 5026 Rep. Donigan

Occupations; licensing fees; licensing fee for landscape architects; revise.

Amends sec. 15 of 1979 PA 152 (MCL 338.2215).

I.E. House, September 24, 2008.

House substitute (H-2).

Reported by Committee on Economic Development and Regulatory Reform.

Committee recommended I.E.

GENERAL ORDERS

91

HB 4054 Rep. Mayes

Occupations; appraisers; prohibition on setting, developing, and communicating an appraisal based upon certain outcomes; provide for.

Amends sec. 2635 of 1980 PA 299 (MCL 339.2635).

I.E. House, November 12, 2008.

House substitute (H-1).

Reported by Committee on Banking and Financial Institutions.

Committee recommended I.E.

92

HB 6148 Rep. Farrah

Criminal procedure; sentencing guidelines; violation of mortgage company act or secondary mortgage loan act; reflect reduction of penalty to misdemeanor.

Amends sec. 14p, ch. XVII of 1927 PA 175 (MCL 777.14p).

I.E. House, November 12, 2008.

Reported by Committee on Banking and Financial Institutions.

Committee recommended I.E.

93

HB 5335 Rep. Johnson

Crimes; other; larceny or resale of copper wire; prohibit, and provide penalties.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 357c.

I.E. House, June 11, 2008.

House substitute (H-1).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

94

HB 5336 Rep. Melton

Criminal procedure; sentencing guidelines; sentencing guidelines for theft or resale of copper wiring; enact.

Amends sec. 16r, ch. XVII of 1927 PA 175 (MCL 777.16r).

I.E. House, June 11, 2008.

House substitute (H-1).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

95

HB 5924 Rep. Bieda

Business tax; other; exclusion of payments to independent contractors by realtors from gross receipts; provide for.

Amends sec. 113 of 2007 PA 36 (MCL 208.1113).

I.E. House, December 4, 2008.

House substitute (H-3).

Rules suspended, placed on General Orders, Wednesday, December 10.

GENERAL ORDERS

96

HB 6122 Rep. Bieda

Taxation; state real estate transfer; definitions, transfers, and payment of tax procedure; modify.

Amends secs. 2, 3, 6 & 12 of 1993 PA 330 (MCL 207.522 et seq.).

I.E. House, December 4, 2008.

House substitute (H-3).

Rules suspended, placed on General Orders, Wednesday, December 10.

97

HB 6645 Rep. Warren

Criminal procedure; evidence; DNA identification profiling samples; require individual to provide an adequate sample.

Amends sec. 3a of 1990 PA 250 (MCL 28.173a).

I.E. House, December 4, 2008.

Rules suspended, placed on General Orders, Wednesday, December 10.

98

HB 6646 Rep. Ebli

Criminal procedure; evidence; use of DNA profiles; authorize.

Amends 1990 PA 250 (MCL 28.171 - 28.176) by adding sec. 5.

I.E. House, December 4, 2008.

House substitute (H-1).

Rules suspended, placed on General Orders, Wednesday, December 10.

99

HB 5554 Rep. Bieda

Sales tax; definitions; definition of certified service provider; provide for.

Amends sec. 25 of 2004 PA 174 (MCL 205.825).

I.E. House, February 27, 2008.

Committee on Finance discharged, Wednesday, December 10.

100

HB 5555 Rep. Condino

Sales tax; definitions; definition of sales price; revise.

Amends secs. 1, 1a, 4g, 4k, 4bb, 12, 18 & 21 of 1933 PA 167 (MCL 205.51 et seq.) & repeals secs. 17 & 20 of 1933 PA 167 (MCL 205.67 & 205.70).

I.E. House, February 27, 2008.

House substitute (H-1).

Committee on Finance discharged, Wednesday, December 10.

101

HB 5556 Rep. Bieda

Use tax; definitions; definition of purchase price; revise, and provide other technical amendments.

Amends secs. 2, 2b, 3a, 3b, 3c, 4d, 4i, 7, 13, 14a & 14b of 1937 PA 94 (MCL 205.92 et seq.) & repeals secs. 12 & 14 of 1937 PA 94 (MCL 205.102 & 205.104).

I.E. House, February 27, 2008.

House substitute (H-4).

Committee on Finance discharged, Wednesday, December 10.

GENERAL ORDERS

102

HB 5375 Rep. Melton
Property tax; state education tax; Michigan promise zones; establish and provide funding through state education tax revenue.
Creates new act.
I.E. House, December 13, 2007.
House substitute (H-3).
Committee on Education discharged, Wednesday, December 10.

103

HB 5766 Rep. Ebli
Transportation; railroads; certain railroad signage; provide for.
Amends 1993 PA 354 (MCL 462.101 - 462.451) by adding sec. 318.
I.E. House, September 10, 2008.
House substitute (H-1).
Reported by Committee on Transportation.
Senate substitute (S-1).
Committee recommended I.E.

104

HB 6605 Rep. Hopgood
Public employees and officers; state; state transportation commissioner bonding requirements; eliminate.
Amends sec. 3 of 1964 PA 286 (MCL 247.803).
I.E. House, November 13, 2008.
Reported by Committee on Transportation.
Committee recommended I.E.

105

HB 5938 Rep. Sheltrown
Business tax; other; definition of tax rate under next energy credit; clarify.
Amends sec. 429 of 2007 PA 36 (MCL 208.1429).
I.E. House, June 26, 2008.
Reported by Committee on Finance.
Committee recommended I.E.

106

HB 5939 Rep. Robert Jones
Business tax; other; using historic credit carryforwards to offset recaptured credits; allow.
Amends sec. 435 of 2007 PA 36 (MCL 208.1435).
I.E. House, May 13, 2008.
House substitute (H-1).
Reported by Committee on Finance.
Committee recommended I.E.

107

HB 5940 Rep. Angerer
Business tax; other; calculation of tax for first tax year; clarify.
Amends sec. 503 of 2007 PA 36 (MCL 208.1503).
I.E. House, May 13, 2008.
Reported by Committee on Finance.
Committee recommended I.E.

GENERAL ORDERS

108

HB 5941 Rep. Young
Business tax; other; definition of tax year; clarify.
Amends sec. 117 of 2007 PA 36 (MCL 208.1117).
I.E. House, May 13, 2008.
Reported by Committee on Finance.
Committee recommended I.E.

109

HB 6524 Rep. Farrah
Business tax; other; tax credit for certain public exhibitions; provide for.
Amends 2007 PA 36 (MCL 208.1101 - 208.1601) by adding sec. 446.
I.E. House, November 13, 2008.
Reported by Committee on Finance.
Senate substitute (S-1).
Committee recommended I.E.

110

SB 1440 Sen. Cassis
Business tax; other; exclude stimulus accelerated depreciation allowance from federal taxable income; provide for.
Amends sec. 109 of 2007 PA 36 (MCL 208.1109).
Reported by Committee on Finance.
Senate substitute (S-1).
Committee recommended I.E.

111

HB 4091 Rep. Vagnozzi
Education; discipline; policy prohibiting bullying at school; require all school districts to establish.
Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1310b.
I.E. House, March 28, 2007.
House substitute (H-1).
Reported by Committee on Education.
Committee recommended I.E.

112

HB 4162 Rep. Byrnes
Education; discipline; policy prohibiting harassment and bullying at school; require.
Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1310b.
House substitute (H-2).
Reported by Committee on Education.
Senate substitute (S-2).
Committee recommended I.E.

113

HB 6550 Rep. Huizenga
Income tax; other; clarification and cleanup of the individual or family development account program act; provide for.
Amends secs. 2, 3, 5, 7, 8, 9 & 10 of 2006 PA 513 (MCL 206.702 et seq.).
I.E. House, November 13, 2008.
Reported by Committee on Families and Human Services.
Senate substitute (S-1).
Committee recommended I.E.

GENERAL ORDERS

114

HB 6614 Rep. Tobocman
Civil procedure; foreclosure; foreclosure of mortgages judicially and by advertisement; require to comply with home foreclosure prevention act.
Amends secs. 3101, 3208 & 3216 of 1961 PA 236 (MCL 600.3101 et seq.).
I.E. House, November 13, 2008.
House substitute (H-1).
Reported by Committee on Banking and Financial Institutions.
Senate substitute (S-1).
Committee recommended I.E.

115

HB 6615 Rep. Johnson
Civil procedure; foreclosure; home foreclosure prevention act; create.
Creates new act.
I.E. House, November 13, 2008.
House substitute (H-1).
Reported by Committee on Banking and Financial Institutions.
Senate substitute (S-1).
Committee recommended I.E.

116

SB 983 Sen. Clarke
Civil rights; other; right of publicity; create.
Creates new act.
Reported by Committee on Commerce and Tourism.
Senate substitute (S-1).
Committee recommended I.E.

117

HB 6616 Rep. Palsrok
Trade; vehicles; recreational vehicle dealers; allow separate licensure as dealers under Michigan vehicle code.
Amends secs. 216, 248 & 719a of 1949 PA 300 (MCL 257.216 et seq.) & adds secs. 38a, 49a & 74a.
I.E. House, November 13, 2008.
House substitute (H-1).
Reported by Committee on Commerce and Tourism.
Committee recommended I.E.

118

HB 6617 Rep. Sheltroun
Trade; vehicles; recreational vehicle manufacturers, wholesalers, warrantors, and dealers; regulate.
Creates new act.
I.E. House, November 13, 2008.
House substitute (H-2).
Reported by Committee on Commerce and Tourism.
Committee recommended I.E.

119

HB 4819 Rep. Meadows
Law enforcement; reports; senior medical alert program; provide for.
Creates new act.
I.E. House, October 11, 2007.
House substitute (H-2).
Reported by Committee on Senior Citizens and Veterans Affairs.
Committee recommended I.E.

GENERAL ORDERS

120

HB 5041 Rep. Meadows
Crimes; criminal sexual conduct; definition of criminal sexual conduct in the second degree; modify.
Amends sec. 520c of 1931 PA 328 (MCL 750.520c).
I.E. House, February 27, 2008.
House substitute (H-3).
Reported by Committee on Judiciary.
Senate substitute (S-1).
Committee recommended I.E.

121

HB 6114 Rep. Donigan
Economic development; other; transit revitalization investment zones; create.
Creates new act.
I.E. House, November 13, 2008.
House substitute (H-4).
Reported by Committee on Commerce and Tourism.
Senate substitute (S-3).
Committee recommended I.E.

122

HB 6386 Rep. Constan
Employment security; administration; SUTA dumping prohibitions; revise.
Amends sec. 22b of 1936 (Ex Sess) PA 1 (MCL 421.22b).
I.E. House, September 24, 2008.
House substitute (H-1).
Reported by Committee on Commerce and Tourism.
Senate substitute (S-1).
Committee recommended I.E.

123

HB 6611 Rep. Gonzales
Business tax; other; tax credit for certain plug-in traction battery packs; provide for.
Amends 2007 PA 36 (MCL 208.1101 - 208.1601) by adding sec. 434.
I.E. House, December 4, 2008.
House substitute (H-2).
Reported by Committee on Commerce and Tourism.
Committee recommended I.E.

124

HB 6387 Rep. Constan
Employment security; administration; persons to whom agency information may be disclosed; revise.
Amends sec. 11 of 1936 (Ex Sess) PA 1 (MCL 421.11).
I.E. House, September 24, 2008.
Reported by Committee on Commerce and Tourism.
Committee recommended I.E.

125

HB 6193 Rep. Pastor
Income tax; checkoff; children's miracle network fund act; create.
Creates new act.
I.E. House, December 11, 2008.
For House amendment, see House Journal No. 93, page 3060.
Committee on Finance discharged, Thursday, December 18.

GENERAL ORDERS

126

HB 6194 Rep. Pastor

Income tax; checkoff; contributions designation for the pregnant and parenting student services fund, the ultrasound equipment fund, and the children's miracle network fund; provide for.

Amends sec. 435 of 1967 PA 281 (MCL 206.435).

I.E. House, December 11, 2008.

House substitute (H-5).

Committee on Finance discharged, Thursday, December 18.

127

HB 6031 Rep. Bieda

Business tax; other; materials and supplies under purchases from other firms; clarify.

Amends sec. 113 of 2007 PA 36 (MCL 208.1113).

I.E. House, June 10, 2008.

House substitute (H-2).

Committee on Finance discharged, Thursday, December 18.

128

HB 6025 Rep. Rick Jones

Income tax; other; united way fund; create.
Creates new act.

I.E. House, December 11, 2008.

House substitute (H-1).

Committee on Government Operations and Reform discharged, Thursday, December 18.

RESOLUTIONS

129

SCR 22 Sen. Bishop

A concurrent resolution to request the State Officers Compensation Commission to recommend a 5 percent reduction in salaries of the members of the Legislature, the Governor, the Lieutenant Governor, the Attorney General, the Secretary of State, and the Justices of the Supreme Court the next time the commission meets and to urge the commission to ensure that none of its future recommendations exceed the change in the Consumer Price Index or the average increase in state employee pay.

For text of resolution, see Senate Journal No. 115 of 2007, page 2111.

Returned from House with House substitute (H-5), Tuesday, January 22; laid over under the rules.

Adoption pending.

RESOLUTIONS

130

SR 181 Sen. Kuipers

A resolution to urge the Michigan Attorney Grievance Commission to expand its examination in its pending grievance investigation to all attorneys acting on behalf of the parties and litigants involved in the highly publicized police whistleblower lawsuit and all other related litigation with the city of Detroit for their actions and inactions arising from these matters.

Reported by Committee on Judiciary.

For text of resolution, see Senate Journal No. 40, page 803.

Adoption pending.

COMMITTEE REPORTS

131

HB 4425 Rep. Pastor

Retirement; judges; retirement allowance for judges; increase.

Amends 1992 PA 234 (MCL 38.2101 - 38.2670) by adding sec. 513.

I.E. House, December 4, 2008.

For House amendment, see Senate Journal No. 90, page 2898.

Reported by Committee on Judiciary.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

132

HB 5829 Rep. Johnson

Corrections; parole; eligibility for parole for certain prisoners; revise.

Amends sec. 34 of 1953 PA 232 (MCL 791.234).

I.E. House, May 15, 2008.

House substitute (H-1).

Reported by Committee on Judiciary.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

133

HB 5830 Rep. Meadows

Criminal procedure; probation; persons sentenced to lifetime probation for certain drug crimes; clarify applicability of statute.

Amends secs. 7401 & 7403 of 1978 PA 368 (MCL 333.7401 & 333.7403) & repeals sec. 7413 of 1978 PA 368 (MCL 333.7413).

I.E. House, May 15, 2008.

For House amendment, see House Journal No. 42, page 976.

Reported by Committee on Judiciary.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

134

HB 5831 Rep. Rick Jones
Criminal procedure; probation; certain provisions regarding lifetime probationers; clarify.
Amends sec. 2, ch. XI of 1927 PA 175 (MCL 771.2).
I.E. House, May 15, 2008.
For House amendment, see House Journal No. 42, page 977.
Reported by Committee on Judiciary.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

135

HB 6015 Rep. Stakoe
Criminal procedure; sentencing; reference to major controlled substance offenses; eliminate.
Amends secs. 10, 11 & 12, ch. IX of 1927 PA 175 (MCL 769.10 et seq.).
I.E. House, May 15, 2008.
House substitute (H-1).
Reported by Committee on Judiciary.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

136

HB 6539 Rep. Schuitmaker
Probate; trusts; personal property trust perpetuities act; revise to include real property.
Amends title & secs. 1, 2, 3 & 4 of 2008 PA 148 (MCL 554.91 et seq.).
I.E. House, December 3, 2008.
House substitute (H-1).
Reported by Committee on Judiciary.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

137

HB 6540 Rep. Condino
Probate; trusts; reference to personal property trust perpetuities act in uniform statutory rule against perpetuities; revise to reflect change in short title, and extend effect of that act to real property.
Amends sec. 5 of 1988 PA 418 (MCL 554.75).
I.E. House, December 3, 2008.
House substitute (H-1).
Reported by Committee on Judiciary.
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

138

HB 5977 Rep. Moore
Economic development; Michigan economic growth authority; eligibility for certain tax credits; clarify.
Amends sec. 6 of 1995 PA 24 (MCL 207.806).
I.E. House, April 17, 2008.
House substitute (H-1).
Reported by Committee on Commerce and Tourism.
Senate substitute (S-2).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

139

HB 5690 Rep. Hood
Economic development; other; regional convention facility authority; create.
Creates new act.
House substitute (H-2).
Reported by Committee on Commerce and Tourism.
Senate substitute (S-2).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

140

HB 5691 Rep. Condino
Taxation; hotel-motel tax; state convention facilities act; revise to include regional convention facility authority act.
Amends secs. 3, 8, 9, 10, 12 & 20 of 1985 PA 106 (MCL 207.623 et seq.).
House substitute (H-2).
Reported by Committee on Commerce and Tourism.
Senate substitute (S-1).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

141

HB 6405 Rep. Farrah
Local government; financing; distribution of health and safety fund; clarify.
Amends secs. 5 & 8 of 1987 PA 264 (MCL 141.475 & 141.478).
House substitute (H-1).
Reported by Committee on Commerce and Tourism.
Senate substitute (S-1).
Committee recommended I.E.
Refer to Committee of the Whole pursuant to Rule 3.701.

NO MEETINGS ON TODAY'S CALENDAR

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		Senate	House	Senate	House
SB 220	Appropriations; zero budget; supplemental appropriations; provide for fiscal year 2006-2007.	Bishop Jelinek Switalski	Tobocman Cushingberry Acciavatti		
HB 4163	Health; smoking; smoke-free workplace; require.	Cropsey Sanborn Basham	Clack Meisner Hildenbrand		
HB 5282	Insurance; health; individual health benefit plans; regulate.	George Jansen Clarke	Corriveau Virgil Smith Ball		
HB 5283	Insurance; health care corporations; nongroup coverage; require to comply with insurance code and provide for general amendments.	George Jansen Clarke	Corriveau Virgil Smith Ball		